

MINUTES OF THE REGULAR MEETING
OF THE CITY COUNCIL OF HUNTSVILLE, ALABAMA,
HELD THURSDAY, MARCH 24, 2016

The Honorable Council of the City of Huntsville, Alabama met in regular session on Thursday, March 24, 2016, at 6 p.m., in the Council Chambers of the Municipal Building, there being present:

President:	Culver
Councilpersons:	Russell, Robinson, Kling, Showers
Mayor:	Battle
City Administrator:	Hamilton
City Attorney:	Riley
City Clerk-Treasurer:	Benion

President Culver called the meeting to order.

Councilman Showers led the invocation; Councilman Kling led the pledge of allegiance.

The minutes of the Regular Meeting of the Council on March 10, 2016, were approved as submitted.

President Culver stated that the next item on the agenda was Resolutions and Special Recognitions.

President Culver recognized Mayor Battle.

Mayor Battle asked Chief Howard McFarlen of Huntsville Fire & Rescue to come forward, noting that there had been an important announcement earlier in the day about the great job Huntsville Fire & Rescue had been doing. He asked

Chief McFarlen to reiterate what had been said at the press conference earlier in the day.

Chief McFarlen stated that they had received some really good news earlier in the week, noting that this concerned something for which the fire fighters had worked really hard. He continued that there was a group called "ISO" that rated fire departments as to how well they could protect their community. He stated that this was done nationwide, and that each fire department received a grade, noting that this went from 1 to 10, with "10" being basically no fire protection and "1" being the best fire protection a department could provide. He continued that in the past Huntsville had been rated as a Class 3, which he noted was good and kept them with really good insurance premiums. He stated that they had had to work very hard to get this rating.

Chief McFarlen stated that they had gone through an audit in the current year, that they had gone through the process and had finally received their grade. He continued that ISO audited more than 48,000 fire districts in the nation, and that of those 48,000, there were only 187 Class 1 fire departments. He stated that he was very proud to say that Huntsville Fire & Rescue had received a Class 1 rating, that they were one of the 187 out of 48,000 to receive a Class 1 rating.

Mayor Battle congratulated the Chief, his staff, and all the personnel in Fire & Rescue.

Mayor Battle stated that they also had a presentation to

make at this time and asked Captain Steve Jones of Fire & Rescue to come forward. He stated that Captain Jones would also be bringing some other Fire & Rescue personnel with him, along with Ms. Liz Hurley.

Captain Jones stated that they were very fortunate and very humbled to have been able to have partnered with Liz Hurley for the prior six years with her breast cancer foundation. He stated that Fire & Rescue personnel had had personal experience with cancer, and it had been a long journey for some. He stated that they realized what persons went through when they had to face this sickness, and that six years prior they had been looking into what they could do, and that they had wanted to keep what they would do at home, and they had found Liz Hurley's foundation.

Captain Jones stated that every year during Breast Cancer Awareness Month, they created shirts, alternating between pink and blue, with the current shirts being blue. He continued that these shirts were sold to the public, and this raised the money to donate to Ms. Hurley. He stated that they could not do this without the public's participation, which he noted was greatly appreciated.

Captain Jones stated that over the prior six years, including what they had at this time, they had been able to donate \$91,500 to Ms. Hurley's foundation. He continued that the following year they were looking forward to celebrating the \$100,000 mark.

Captain Jones stated that they were very proud and very humble to be able to be a part of this and stated they wanted to thank Ms. Hurley for what she did and what she allowed them to do. He stated that they would like to present a check in the amount of \$12,500 to Ms. Hurley at this time.

Ms. Hurley stated that that was certainly a lot of shirts and expressed appreciation for the donation, noting that it was tremendous. She stated that all this money stayed right at home. She stated that Huntsville Fire & Rescue was in the business of saving lives each and every day, and that this truly would save many, many lives. She stated that the money would go to the Liz Hurley Breast Cancer Fund at the Huntsville Hospital Foundation and would go toward the purchase of equipment, lifesaving technology that was so very much needed. She continued that it would also help underserved women who needed help during their treatments, and even after their treatments, with emotional therapies and counseling. She stated that this would really be saving lives each and every day. She thanked persons for supporting Huntsville Fire & Rescue and for supporting the Liz Hurley Breast Cancer Fund.

Ms. Hurley thanked Huntsville Fire & Rescue for what they did, stating that it was great.

Ms. Hurley congratulated Huntsville Fire & Rescue for the top rating they had received, noting that they had done an awesome job.

Mayor Battle thanked Huntsville Fire & Rescue for the hard work they did each year and for the giving back to the community.

Mayor Battle stated that there were a lot of young people who were involved in the City of Huntsville Parks and Recreation basketball program that they would like to recognize at this time. He asked Mr. Steve Ivey, Director of Parks and Recreation, to come forward, along with his staff.

Mr. Ivey stated that the prior year they had started the tradition of March Madness, so that this was their second year of this. He stated that they had some State champions and some City champions they would like to recognize at this time. He asked James Gossett of his staff to introduce the teams.

Mr. Gossett stated that they had six teams waiting in the hallway at this time, but they actually had eight City tournament winners, that two groups had not been able to be present for this meeting. He continued that these teams were the 17 and Under age group, which had been won by American Gannuch, and the 14 and Under age group, which had been won by the Redstone Arsenal Tolberts.

Mr. Gossett stated that they would first recognize the 8 and Under Girls' Team. He asked the team members to come forward, along with their coaches. He continued that the shirts they were wearing were the shirts that had been given to the champion team members.

Mayor Battle congratulated the team members, and they were

presented certificates.

Mr. Gossett asked the 8 and Under Boys' Team City Champions to come forward, along with their coach.

Mayor Battle congratulated the team members, and they were presented certificates.

Mr. Gossett asked the 10 and Under Girls' Team to come forward, along with their coach.

Mayor Battle congratulated the team members, and they were presented certificates.

Mr. Gossett asked the 10 and Under Boys' Team to come forward, along with their coach.

Mayor Battle congratulated the team members, and they were presented certificates.

Mr. Gossett asked the 12 and Under Girls' Team members to come forward, along with their coaches.

Mayor Battle congratulated the team members, and they were presented certificates.

Mr. Gossett asked the 12 and Under Boys' Team to come forward, along with their coaches.

Mayor Battle congratulated the team members, and they were presented certificates.

Mr. Gossett stated that the next team they would be recognizing would be from the State Tournament, noting that each year they sent teams to the Alabama Parks & Recreation Association State Tournament, representing the City of Huntsville. He stated that this girls' team had won the

8 and Under State Championship. He asked these team members to come forward, along with their coaches.

Mr. Gossett stated that they did not recognize an MVP, but that one of the team members had scored 20 points in the game. He stated that the win was quite an accomplishment, that there had been approximately 20 teams that they had defeated.

Mayor Battle congratulated the team members, and they were presented certificates.

Mr. Gossett stated that the next group to be recognized was the 8 and Under Boys' Team. He asked the team members to come forward, along with the coach who was accompanying them in the absence of their coach. He stated that there had been approximately 26 teams in this age group, and that this team had had a tremendous run and had done a great job representing the City.

Mayor Battle congratulated the team members, and they were presented certificates.

Mr. Gossett stated that the next group to be recognized was the 12 and Under Boys' Team. He asked the team members to come forward, along with their coaches. He stated that they had competed in a very competitive age group, and that there were some very fine basketball players in this group, who would be in middle school the following year, and persons would be able to see them progress.

Mayor Battle congratulated the team members, and they were presented certificates.

Mr. Gossett stated that they would be posting pictures of this on their Facebook page so that persons would be able to see them.

Mayor Battle thanked Parks & Recreation and the coaches for all they had done in helping these young people to be able to play basketball. He stated that Coach Nick worked at the Boys & Girls Club and did a fantastic job in the community and had had two or three of the teams that were recognized. He continued that he also wanted to thank him for his efforts.

President Culver stated that the next item on the agenda was for adoption only.

Councilman Showers read and introduced a resolution congratulating Pastor Walter Peavy on his 45th Radio Anniversary, with a celebration to be held during a gospel music showcase at Love Ministries on Sunday, April 10, 2016, as follows:

(RESOLUTION NO. 16-226)

Councilman Showers moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

Councilman Showers stated that he would be presenting the resolution at the event on April 10, on behalf of the Mayor, the Council, and citizens of the City.

President Culver stated that the next item on the agenda was the presentation of a donation to the Dr. Richard Showers, Sr. Recreation Center from the Al Azhar Shrine Temple

No. 195.

President Culver recognized Councilman Showers.

Councilman Showers stated that he was delighted that an organization such as the Shriners and Daughters were doing what they did in the city. He stated that he and President Culver had attended a function of theirs on the past weekend, and that at the end of their event, they had said they wanted to make a presentation to the boys and girls at the Showers Center. He stated that at this time Mr. Anthony Johnson and Sister Melissa Benson were present and asked them to come forward. He asked that the Director of Recreation and the Manager of the Showers Center also come forward.

Mr. Johnson stated that he was the Illustrious Potentate of the Al Azhar Shrine Temple No. 195 and that present with him was the Illustrious Commandress of Al Azhar Court. He continued that she was the head of their Women's Auxiliary.

Mr. Johnson stated that some of the primary initiatives of their organization were the fight against diabetes, an educational scholarship program, mentorships, and St. Jude's Hospital. He stated that each year their organization convened to have their annual conference, which Councilman Showers had just mentioned, and that during this conference they always recognized an organization that had been steadfast in the community and its community service. He stated that this year the recipient for their charitable donation of \$1,000 was the Richard Showers Center.

Mr. Johnson stated that on behalf of the Shriners and Daughters of the State of Alabama, he wanted to make this donation at this time. He presented a check to Councilman Showers.

Mayor Battle stated that it should be noted that this was very timely because they were going through renovations at the Showers Center, and this money could certainly be put to good use.

Councilman Showers expressed appreciation for the donation.

President Culver stated that the next item on the agenda was Announcements.

President Culver stated that under item 15 on the agenda, New Business Items for Consideration or Action, item 15.c would require unanimous consent for consideration at this meeting.

President Culver inquired as to whether there were any other announcements.

There was no response.

President Culver stated that the next item on the agenda was Public Hearings to be Held.

President Culver stated that it was the time and place in the meeting for a public hearing on Ordinance No. 16-089, amending Article 75, Alcoholic Beverage Establishment Regulations, Section 75.3, Permitted Establishment Districts, by amending Subsection 75.3.1, Neighborhood Business C-1 and Neighborhood Business C-2 Districts, and deleting

Subsection 75.3.7, Village Business C-6 District; and amending Article 92, Board of Adjustment, Section 92.5, Powers and Duties, Subsection 92.5.3, Permitted Uses as Special Exceptions, by amending Subsection 92.5.3 (2) and Subsection 92.5.3 (28) to update language concerning Village Business C-6 District, which hearing was set at the February 11, 2016, Regular Council Meeting.

President Culver recognized Ms. Ashley Nichols of the Planning Division.

Ms. Nichols stated that this proposed zoning ordinance was to update language for the newly created Village Business C-6 District. She continued that this district had been created in the prior October by the Planning staff. She stated that while creating this particular district, they had added an alcoholic beverage section. She stated that the regulations for this section mirrored the exact regulations of the Neighborhood Business C-1 District and the Neighborhood Business C-2 District, and that this ordinance would remove the existing clause, which she noted was shown on the screen, that it would remove Subsection 75.3.7 and simply add "Village Business C-6 District" to the existing 75.3.1. She stated that, basically, this was just a consolidation measure. She stated that, also, this would add Village Business C-6 District to the off-premise beer and table wine retailers language, as well as add Village Business C-6 District as an option for parking lots. She stated that both of these options were special exceptions,

and they were under the governance of the Board of Zoning Adjustment.

President Culver thanked Ms. Nichols for the presentation.

President Culver asked if there was anyone in the audience who would like to address the Council on this particular matter.

Ms. Jackie Reed, 303 Jack Coleman Drive, appeared before the Council, inquiring if the citizens in the city were aware when these ordinances were being changed. She stated that it appeared that they just went through it, that the Planning Department changed it, and the Council voted on it. She asked if the neighborhoods and the citizens knew about the permitted uses. She asked if persons had to go to the Zoning Variance Board or the Planning Department when they were given new permitted uses.

President Culver asked Ms. Nichols if she could address Ms. Reed's inquiries.

Ms. Nichols stated that for the Special Exceptions, if someone wanted to have the off-premise beer and table wine retailer or the parking lot within the Village Business C-6 District, they would be required to submit a traditional application to the Board of Zoning Adjustment, and they would simply request these uses as a special exception. She continued that they would go to the Board of Adjustment meeting, which she noted took place on the third Tuesday of each month.

President Culver asked Ms. Reed if that response satisfied her inquiries.

Ms. Reed replied in the affirmative.

President Culver asked if there was anyone else in the audience who would like to address the Council on this particular matter.

There was no response.

President Culver stated that the public hearing was closed.

Councilman Showers moved for approval of Ordinance No. 16-089, amending Article 75, Alcoholic Beverage Establishment Regulations, Section 75.3, Permitted Establishment Districts, by amending Subsection 75.3.1, Neighborhood Business C-1 and Neighborhood Business C-2 Districts, and deleting subsection 75.3.7, Village Business C-6 District; and amending Article 92, Board of Adjustment, Section 92.5, Powers and Duties, Subsection 92.5.3, Permitted Uses as Special Exceptions, by amending Subsection 92.5.3 (2) and Subsection 92.5.3 (28) to update language concerning Village Business C-6 District, which ordinance was introduced at the February 11, 2016, Regular Council Meeting, as follows:

(ORDINANCE NO. 16-089)

Said motion was duly seconded by President Culver.

President Culver asked if there was any discussion of the above ordinance.

There was no response.

President Culver called for the vote on Ordinance No. 16-089, and it was unanimously adopted.

President Culver stated that it was the time and place in the meeting for a public hearing on Ordinance No. 16-091, amending Article 92, Board of Adjustment, Section 92.5, Powers and Duties, Subsection 92.5.3, Permitted Uses as Special Exceptions, by amending Subsection 92.5.3(2), Subsection 92.5.3(18), Subsection 92.5.3(33), and Subsection 92.5.3(36) to delete certified mailing language, which hearing was set at the February 11, 2016, Regular Council Meeting.

President Culver recognized Ms. Nichols.

Ms. Nichols stated that this proposed zoning ordinance amendment was doing some housecleaning to clean up some special exception language within the zoning ordinance, under Article 92. She stated that currently for the alcohol and entertainment related items that were special exception based, the Planning staff had been requiring the applicant for that particular use to send out notifications via certified mail to all property owners within a 500-foot radius. She continued that they were the only department within the City that required certified mail for alcohol and entertainment specific related uses. She stated that the Planning staff was proposing that they clean up this language to allow just regular mail. She continued that they would also like to change the time frame. She stated that currently within the zoning ordinance, they required that the notices had to be mailed out at least

two weeks prior, noting that this was not consistent with the rest of the language in the Zoning ordinance, that the remaining sections that required any mailings as far as the Board of Zoning Adjustment was concerned all specifically stated "at least 10 days." She stated that this would make the language consistent across the board.

President Culver asked if there was anyone in the audience who would like to address the Council on this particular matter.

Ms. Jackie Reed again appeared before the Council, inquiring as to what it meant when Ms. Nichols was saying "to delete certified mailing language." She stated that she was also concerned with the permitted uses and the alcohol, noting that they were cleaning up a lot of stuff, and she did not know if that was best or not. She stated that she had thought they were doing pretty good in the city, but they were changing a lot of language. She stated that she would really just like to know about deleting the language.

Ms. Nichols stated that, as Ms. Reed was aware, with the Board of Zoning Adjustment, they required all their applicants to send out mailings to the existing property owners that were within a 500-foot radius of any type of alcohol or entertainment related establishment. She stated that currently they were requiring these persons to send this out by certified mail, which she noted had been a costly concern for some of their applicants. She stated that they were proposing that

persons would be able to send these via regular mail and not via certified mail. She stated that this was 50 cents versus \$2, and that this would result in a huge savings to a lot of their applicants, and that they hoped this would bring more applicants to the Board of Zoning Adjustment. She stated that this was not deleting the mailing altogether but, rather, just deleting the certified portion and accepting regular mail as a viable mailing source.

President Culver recognized Mr. Hamilton.

Mr. Hamilton stated that he would like to add a point of clarity concerning this matter. He stated that this was a separate issue from what the Council had just voted on, but that Ms. Reed's questions had kind of gotten at a point that he felt might be worth clarifying for the public, as well as the Council. He stated that persons might recall that several months prior, the Council had created a new zoning district called "C-6," which he noted was intended to be neighborhood-scaled businesses, that could go into neighborhoods such as this. He stated that there were a lot of other ordinances and policies and things that made reference to zoning districts that they would now have to go through and clean up and add in the new C-6 language. He continued that this got at the different types of permitted uses and things, a myriad of ordinances. He stated that the Council had spent the prior several months catching the other ordinances up to the fact that they had created the C-6 District. He continued that

there might be some yet to be considered, that the Planning staff was continuing to go through all these inter-related ordinances to assure that they were consistent with each other. He stated that there might be more to come as they continued to find things and make sure all the ordinances were consistent with each other.

President Culver thanked Mr. Hamilton for the clarification on this.

President Culver asked if there was anyone else in the audience who would like to address the Council concerning this particular matter.

There was no response.

President Culver stated that the public hearing was closed.

Councilman Showers moved for approval of Ordinance No. 16-091, amending Article 92, Board of Adjustment, Section 92.5, Powers and Duties, Subsection 92.5.3, Permitted Uses as Special Exceptions, by amending Subsection 92.5.3(2), Subsection 92.5.3(18), Subsection 92.5.3(33), and Subsection 92.5.3(36) to delete certified mailing language, which ordinance was introduced at the February 11, 2016, Regular Council Meeting, as follows:

(ORDINANCE NO. 16-091)

Said motion was duly seconded by Councilwoman Robinson.

President Culver asked if there was any further discussion of the above ordinance.

There was no response.

President Culver called for the vote on Ordinance No. 16-091, and it was unanimously adopted.

President Culver stated that the next item on the agenda was Public Hearings to be Set.

Councilman Russell read and introduced a resolution to set a public hearing for Damont Hewlett, dba Express Entertainment Bus, Inc., at the April 14, 2016, Regular Council Meeting, as follows:

(RESOLUTION NO. 16-227)

Councilman Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Showers and was unanimously adopted.

President Culver stated that the next item on the agenda was Communications from the Public. He stated that as persons' names were called, they should go to the microphone, state their name and address, and they would have approximately three minutes in which to address the Council.

Mr. John Brinkley, Randolph Avenue, appeared before the Council, stating that he had participated in trying a case involving the Board of Zoning Adjustment, on appeal, regarding the Gwyn Homesites Subdivision and Ann's Studio of Dance.

Mr. Brinkley stated that after many months and years of appeals, the Supreme Court of Alabama had ruled favorably for the neighborhood. He continued that they would like for the City to enforce the ruling that had come down on

December 18, 2012, requiring certain acts by Ann's Studio of Dance. He stated that after weighing all the issues, as far as the effects on the neighborhood and the hardship on Ann Brown and her dancing establishment, they would like to make sure that the Council was aware of this. He stated he believed that recently there had been some attempts from the City to make right the parking and the traffic situation. He continued that at this time there was a "Right Turn Only" sign when one would be coming out of Ann's Studio of Dance onto Whitesburg Drive, except for during the hours from 5:00 to 7:00, when one was allowed to turn left, which he noted would cause one to cross a double yellow line and violate traffic ordinances and State law.

Mr. Brinkley stated that they would also like to make sure that dancers there were taken care of with safety precautions and measures the Court had ordered, being that they be shuttled to the dance studio from a location outside the neighborhood, and that if someone did enter the parking lot, they would be required to park in a lawful parking space, noting that there must be 18 standard-size parking spaces. He continued that at this time there were not 18 standard-size parking spaces.

Mr. Brinkley stated that they were asking that the City enforce this accordingly, as ruled by a Circuit Court judge who had stood in place of the Board of Zoning Adjustment back when this issue had come about. He stated that he understood this was during the time of Dallas Fanning, and that he had the

final say in this, and that evidently he had said wrong. He stated that they were asking that this neighborhood be protected, and that the rights of the neighbors be enjoyed by these neighbors, and that they not have to suffer through the six or eight hundred little girls and boys who came through that neighborhood to enjoy their dancing opportunity there on a property that was not suited for this type of establishment.

Mr. Brinkley stated that he would again ask that the City do its job, as had been ruled by the highest court in the state, and enforce the law and enforce the Order that Judge Bell had ruled back in December of 2012.

President Culver recognized Councilman Kling.

Councilman Kling stated that Mr. Gary Hughes from that neighborhood had emailed him a copy of Judge Bell's Order, and that he had forwarded this to other Council members, the Mayor's office, and the City Attorney's office earlier in the week.

Mr. Gary Brashers, 405 Thornton Avenue, appeared before the Council, stating that he was present in relation to the same matter which Mr. Brinkley had just brought before the Council. He stated that he would not reiterate the same things, but that if the Council members did not have a copy of the rulings, he had them available if someone would like to have them.

Mr. Brashers stated that, however, he had several questions that he would like to ask concerning this matter. He

stated that he did not expect answers to these at this time, but that he would like to have some way of getting some communication back concerning this. He stated that the ruling said that the City of Huntsville was responsible, but stated that, obviously, it would not be one of the Council members, that it would be some department of the City that would be responsible for these rulings and how they were going to be enacted. He stated that he would be interested in knowing what department this would be and who the head of the department was. He stated that based upon what he had read in all the rulings, this action was retroactive back to the date on which the Supreme Court ruled, on the 11th of the current month. He continued that they were already several weeks away from that date.

Mr. Brashers asked what action the City would take to enforce the ruling to Ann Brown, whether it be fines or something if she was not adhering to what the Court had ruled. He asked if there were a fine, what that fine would be and how often it would be, how the action would be done. He stated that it could be done in such a way that they would fine someone \$5. He stated that whether they would do this or not, he was not aware, that he was just throwing this out as an issue.

Mr. Brashers stated that as a citizen in that area of town, he would be interested in knowing how the activity was going to take place so that the ruling would be enforced, and

if it were not being done correctly, what would be done to resolve it. He asked if they were just going to let it continue, why go through the court system for four years.

President Culver stated he understood that Mr. Brashers' questions for the City of Huntsville were as follows: What department would be responsible and who was the head of that department; action retroactive back to the date; what action the City would take to enforce this; and if there were a fine, how much the fine would be, and how often; and how activity would take place.

President Culver stated that since this was a relatively new ruling, he knew the City Attorney was prepared to address it. He stated to Mr. Riley that if he preferred to address it publicly at this time, he could do so, or he could choose to get back with the Council once he had had an opportunity to ascertain how it would be enforced, that he certainly had that option.

Mr. Riley stated that he would respond briefly, noting that, of course, this would be an ongoing matter and that all the answers to Mr. Brashers' questions were not available at this time. He stated that it was certainly the City's intention to follow the Order of the Circuit Court, and that they would be examining this Order, as they had already done. He stated that the Zoning Administration, as well as the Huntsville Police Department, would work together to do as the Court directed, which was that they were to properly monitor

and enforce the conditions imposed in the Order. He stated that as far as the issuance of fines and things of that nature, that, of course, the City of Huntsville could enforce its own ordinances, and such, and authorize fines that were provided in those items. He continued that there was another option available to persons in the neighborhood who felt that the Order was not being followed by Ms. Brown and her business. He continued that this would be a petition to the Court that issued the Order to ask that she be held in contempt for failure to abide by this. He continued that the Court would then address whatever appropriate fines or punishment might be appropriate under the circumstances. He stated that that would be within the purview of the Court.

Mr. Riley stated that the City of Huntsville would enforce its ordinances and would also work, as directed by the Court's Order, to enforce the provisions therein.

Ms. Jackie Reed, Jack Coleman Drive, appeared before the Council, expressing appreciation to the Council for always allowing the public to be involved in its meetings.

Ms. Reed stated that she would like to thank the Rosetta Parks organization for giving her an award during the prior week, noting that each of the Council members had signed a resolution she had been presented. She thanked them for this. She stated that it had been a great event, with many persons in attendance, that it was a night to remember.

Ms. Reed stated that she did not see any acreage included

in the annexation items on the agenda, and that she also did not see the Planning or Zoning and Variance Board on Channel 42. She asked if the Communications Director was taking care of that at this time. She asked that someone look at some of this, noting that there were a lot of meetings that were not on there.

Ms. Reed stated that the train tracks on Holmes Avenue were pretty rough, that they were very bumpy, and asked that someone look into this.

Ms. Reed stated that a small business owner had asked her to ask the Council if they could help him pave his parking lot, since they had given approximately \$220,000 to a retail store when they had given a parking lot to a business owner that was going to build retail in the downtown area. She continued that this was taxpayer dollars. She stated that she would tell them who this person was, that it was Gibson's Barbecue. She stated that he had asked if they could just pay half of his cost for his parking lot. She stated that if they were going to do everything for the big money boys, they were going to have to also help the little people.

Ms. Reed wished everyone a Happy Easter.

President Culver stated that he had learned so much about Ms. Reed at the event she had mentioned, and that he would like to share some of it briefly at this time.

President Culver stated that Ms. Reed had worked at the city drug store and had been voted by the high school band to

be a majorette, and that in her senior year she was voted the "Cutest Girl in the Class" among 400 seniors. He continued that she had worked at Southern Associated Engineers, and that her son, Ray, had gone on to work for NASA, as the Branch Chief of the Computer Lab at Marshall Space Flight Center. He stated that Ms. Reed had also worked at Teledyne Brown Engineering. He continued that Ms. Reed's son had purchased three pieces of rental property on Governors Drive, which was a source of income, and that Governors Drive had been chosen for an interstate through Huntsville, creating an issue for the State to potentially take this property. He stated that Ms. Reed had collected 88 signatures to get her property rezoned from Residential to Commercial, and this request had been denied several times, due to the possibility of the interstate. He stated that at that time she had made the statement, "I will watch the government for many years." He continued that this was where she was at this time.

President Culver stated that it had been a pleasure to make the presentation to Ms. Reed the prior week.

Dr. Angela Sommerset, 9 Chalkstone Street, appeared before the Council, stating that she had a request for the City of Huntsville. She asked if they could possibly update the specific landscape requirements for planned urban developments. She stated that planned urban developments had been designed by consultants many years prior, and that it was her understanding they had not been updated. She stated that she was requesting

that they update this specific item so that they could maintain the consistent, aesthetic appearance and appeal for years and generations to come within the neighborhoods.

Dr. Sommerset stated that she wanted to also give accolades to Huntsville City, and particularly the School System, in her neighborhood of Providence, because they had done an absolutely spectacular job in taking care of the grounds.

Dr. Sommerset stated that what she was actually encouraging in this, and piggybacking off of their new homeowners association law, was if the City could help to support maintenance in the area. She stated that the area of concern was primarily Pawtucket Street, which she noted was close to her home. She stated that the left side, as one was entering Monrovia Road, was maintained by the school and owned by Huntsville City, and the other side was owned by Providence. She stated that there was quite a contrast in this.

Dr. Sommerset stated that she had presented the information that the Council would need in order to look at this situation. She stated that, overall, it would help to improve the property values, and would also help them to be able to look ahead with foresight as the area was growing and developing and becoming a very beautiful place. She stated that they wanted to make sure, in looking forward, that they had the same aesthetic appearance and appeal.

President Culver stated to the other Council members that

Dr. Sommerset had prepared a very detailed package for their review. He thanked Dr. Sommerset for her recommendations.

President Culver asked that someone look into Ms. Reed's request concerning having the number of acres included on items for annexation, and, also, for Channel 42 to include the meetings she had requested. He stated, concerning the train tracks on Holmes Avenue, that they would look into if there would be something the City could do concerning this. He continued that he doubted this because it belonged, basically, to the railroad. He stated that he believed Mayor Battle would address the matter concerning the paving of the parking lot. He continued that this was private property, and the City was very limited in what they could do, if anything, concerning that. He stated that he just wanted to acknowledge Ms. Reed's concerns.

President Culver stated that the next item on the agenda was Board Appointments to be Voted On.

Councilman Kling read and introduced a resolution to reappoint John Ehinger to the Air Pollution Control Board, for a term to expire April 11, 2021, as follows:

(RESOLUTION NO. 16-228)

Councilman Kling moved for approval of the foregoing resolution, which motion was duly seconded by Councilwoman Robinson.

President Culver asked if there was any discussion of the above resolution.

There was no response.

President Culver called for the vote on the above resolution, and it was unanimously adopted.

President Culver asked if there were any Board Appointment Nominations.

There was no response.

President Culver stated that the next item on the agenda was Approval of Expenditures.

Councilman Showers read and introduced a resolution authorizing expenditures for payment, as follows:

(RESOLUTION NO. 16-229)

Councilman Showers moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

President Culver asked Councilman Showers if there was a Finance Committee Report.

Councilman Showers replied in the negative.

President Culver stated that the next item on the agenda was Communications from the Mayor.

President Culver recognized Mayor Battle.

Mayor Battle stated that so each person could get out to their respective functions after this meeting, he would just say Happy Easter to everyone at this time.

President Culver stated that the next item on the agenda was Communications from Council Members.

President Culver recognized Councilman Showers.

Councilman Showers stated that later in the evening, he would be attending the Oakwood University Banquet, and that there would also be functions happening at the VBC on the following day.

Councilman Showers stated that a Rocket City Regional event, a robotics competition, would be held on the following two days.

Councilman Showers stated that on March 31, one of the greatest fraternities in the nation, Kappa Alpha Psi, would convene in the city for its Southern Province meeting. He stated that first there would be the welcome night, where persons in the city would make the Province feel at home.

President Culver recognized Councilman Russell.

Councilman Russell stated that he had enjoyed the St. Patrick's Day Parade that had been held in Downtown Huntsville, noting that he and Mayor Battle had ridden on the fire engine.

Councilman Russell stated that there had been a great event at the Huntsville Museum of Art, where students were recognized for their outstanding contributions in art, noting that several students from his district had been recognized for their artwork, which was absolutely fantastic.

Councilman Russell stated that Huntsville Junior High had played an intersquad football game at Milton Frank on the prior Monday, and that there had been a good turnout, with a great cookout afterwards. He stated that he had certainly enjoyed

being there with them.

Councilman Russell stated that there had been a lot of things going on in the community, noting that there had been a ribbon-cutting at US Highway 72, where the first "Restore the Roads" project had been completed, and that it had really helped traffic in that area.

Councilman Russell stated that he had joined Councilman Showers at the S.R. Butler Park opening, noting that this was a wonderful event, and that he had certainly enjoyed being there and recognizing Butler's great history.

Councilman Russell stated that one of the coolest events he had attended in the city was the Vintage Baseball at Lowe Mill, noting that they had played by 1860 baseball rules and had worn old-time uniforms. He stated that this was a great setting for that kind of event, noting that he had not realized baseball had changed so much from those days.

Councilman Russell stated that the opening day for Little League Baseball in Huntsville would be April 2nd and April 9th, for the different areas of the city.

Councilman Russell congratulated Huntsville Fire & Rescue for their ISO rating, noting that it had been a great press conference earlier in the day and he had enjoyed being there.

Councilman Russell stated that an event he would like for the community to know about was the Desegregation Advisory Committee for the Schools, which would be meeting April 5 at Lee High School, in the evening. He continued that they were

looking for input from persons concerning what was going on at their school. He stated that he planned to attend this, and he hoped other concerned citizens would as well.

Councilman Russell stated that he wanted to give a shout-out to the school resource officers, noting that they did so much work, and it was a difficult time for them, that it was a very trying time in the schools, that there was a lot of discussion about discipline. He stated that he certainly appreciated them.

President Culver recognized Councilwoman Robinson.

Councilwoman Robinson stated that she would like to recognize the Kuehlthau family, noting that they had donated more than 100 acres of land on Green Mountain to the Land Trust. She stated that Mayor Battle and she had attended this ceremony. She continued that this was a beautiful piece of property that would help connect the Land Trust trail from Green Mountain to Ditto Landing. She stated that it would continue to develop the great recreation network they had in the city, with the greenways and Land Trust trails, and that having all this at Ditto Landing would be a wonderful recreational opportunity. She thanked the Kuehlthau family for their generosity.

Councilwoman Robinson stated that there would be a great event in the city on the upcoming Friday and Saturday, that there would be more than 1500 students from 11 states at the VBC, in the South Hall, competing in the Regional FIRST

Robotics Competition. She continued that "FIRST" was an acronym that stood for "For Inspiration and Recognition of Science and Technology." She stated that this was an international competition that was designed to encourage high school students to pursue STEM careers.

Councilwoman Robinson stated that these high school teams had all received the same set of parts, and they had had six weeks to build their robot, and that they would be bringing it to the VBC, where they would be competing. She stated that the competition would take place all day Friday and Saturday, with the awards taking place on Saturday afternoon. She stated that this was an exciting opportunity for Huntsville to host this regional competition. She encouraged everyone to stop by this event, noting that it was free.

President Culver recognized Councilman Kling.

Councilman Kling stated that he would like to commend the Rev. Panisha Stigger for the great work she had been doing with the New Hope Outreach Center, noting that this was a church with and without walls, located in the heart of the city, at the 2400 block of Branham Street, SW. He continued that they were very much involved with the Butler Terrace community. He stated that this was just an example of the many unsung heroes in the community and what they did to share and to help other persons.

Councilman Kling stated that the groundbreaking had taken place for the new Morris School that was being built at the

current location of this elementary school. He stated that if this turned out to be anything like the Whitesburg School building that was pretty much a landmark in that section of the city, it would be a great impetus for the Southwest Huntsville area. He stated that he believed the investment being made in this part of the city by the School System would be a magnet to help improve and start up some new development in the Bob Wallace area. He stated that also what was taking place at the old Stone Middle School on the western part of Governors Drive and at the Westlawn property, and the incubator that was currently under construction, were certainly good for this neighborhood.

Councilman Kling thanked the persons who had attended his Town Meeting on the prior Monday evening. He stated that the meeting time for this had been changed, and that the time was now 6 p.m., on the third Monday of each month, at the Public Library.

Councilman Kling wished everyone a Happy Easter.

President Culver stated that there were three Boy Scouts in the audience and asked them to go to the microphone and introduce themselves and state what troop they were with and what badge they were working on.

Andrew Kennedy appeared at the microphone, stating that he was with Troop 343 and was working on Communication and Citizenship in the Community.

Hunter Wilson appeared at the microphone, stating that he

was also with Troop 343 and was working on his Communications Merit Badge.

Zach Councill appeared at the microphone, stating that he was also with Troop 343, and that he was working on his Citizenship in the Community Badge.

Mr. Josh Kennedy appeared at the microphone, stating that he was the Scoutmaster for Troop 343, chartered out of Cove Church, in Councilman Russell's district. He introduced Mr. Ward Wilson, stating that he was the father of one of their troop members.

President Culver expressed appreciation for their attendance at the Council meeting and for what they were doing.

President Culver stated that the Veterans Center at 415 Church Street had had its grand opening earlier in the day. He stated that the Center would be providing all kinds of services for veterans. He continued that a combat veteran was entitled to everything from treatment to assistance with employment opportunities, and a myriad of things that the veterans needed and deserved.

President Culver stated that the next item on the agenda was Unfinished Business Items for Action.

Councilman Showers moved for approval of Ordinance No. 16-202, annexing land lying on the east side of Forest Hills Drive and south of Dug Hill Road, which ordinance was introduced at the March 10, 2016, Regular Council Meeting, as follows:

(ORDINANCE NO. 16-202)

Said motion was duly seconded by Councilwoman Robinson.

President Culver recognized Ms. Ashley Nichols of the Planning Department.

Ms. Nichols stated that this property was approximately 4.2 acres and was located on the east side of Forest Hills Drive and south of Dug Hill Road. She stated that this was a single-family detached dwelling, and the property owner had recently purchased this property and wanted to annex so they could have access to City schools. She continued that the property was located in District 2.

President Culver asked if there was any further discussion of the above ordinance by the Council members.

There was no response.

President Culver called for the vote on the above ordinance, and it was unanimously adopted.

Mayor Battle asked Ms. Nichols if they could start putting the acreage on the descriptions on the agenda, as Ms. Reed had requested.

Ms. Nichols stated that, typically, in the resolution they did not do so, but that they could possibly find a way to incorporate this into the agenda description.

Councilman Showers moved for approval of Ordinance No. 16-203, annexing land lying on the west side of Old Monrovia Road and north of Wayne Road, which ordinance was introduced at the March 10, 2016, Regular Council Meeting, as

follows:

(ORDINANCE NO. 16-203)

Said motion was duly seconded by President Culver.

President Culver recognized Ms. Nichols.

Ms. Nichols stated that this property was approximately 2.07 acres and was located on the west side of Old Monrovia Road and north of Wayne Road. She stated that the property on the west side of this property, which she noted was displayed on the screen in purple, was owned by the same property owner, and that he was petitioning to annex so that he could add the portion that was currently in the county to the portion in the city limits so that he would have access to City services. She stated that this property was located in District 5 and was currently a vacant parcel.

President Culver asked if there was any further discussion of the ordinance.

There was no response.

President Culver called for the vote on the above ordinance, and it was unanimously adopted.

Councilman Showers moved for approval of Ordinance No. 16-204, declaring certain equipment surplus and to be donated to the Huntsville Tennis Center, which ordinance was introduced at the March 10, 2016, Regular Council Meeting, as follows:

(ORDINANCE NO. 16-204)

Said motion was duly seconded by Councilman Kling.

President Culver asked if a representative of the Police Department would like to comment on this ordinance.

Mr. Hamilton stated that he could address it. He stated that this was a vehicle that had been pulled out of service from the City, for replacement. He stated that the Tennis Center needed a vehicle they could use for moving supplies in and around their area, so it would be suitable for their purposes. He continued that rather than auctioning the vehicle off, they were providing it to the Tennis Center.

President Culver asked if there was any further discussion of this ordinance.

There was no response.

President Culver called for the vote on the above ordinance, and it was unanimously adopted.

Councilman Showers moved for approval of Ordinance No. 16-205, declaring certain equipment surplus and to be donated to Huntsville Area Crimestoppers, Inc., which ordinance was introduced at the March 10, 2016, Regular Council Meeting, as follows:

(ORDINANCE NO. 16-205)

Said motion was duly seconded by Councilwoman Robinson.

President Culver recognized Mr. Hamilton.

Mr. Hamilton stated that each year they typically donated a vehicle that was no longer required, that was excess for police purposes, so that they could use it for their fundraiser. He continued that they contributed this back to

the community in a myriad of ways but predominantly in partnership with the police in helping to fight crime.

President Culver asked if there was any further discussion of the ordinance.

There was no response.

President Culver called for the vote on the above ordinance, and it was unanimously adopted.

Councilman Showers moved for approval of Ordinance No. 16-206, amending Ordinance No. 89-79, Classification and Salary Plan Ordinance, which ordinance was introduced at the March 10, 2016, Regular Council Meeting, as follows:

(ORDINANCE NO. 16-206)

Said motion was duly seconded by Councilwoman Robinson.

President Culver recognized Ms. Tenya Ragland of Human Resources.

Ms. Ragland stated that this was an ordinance to amend the Classification and Salary Plan, based upon audits conducted by the Human Resources Department.

President Culver asked if there was any further discussion of this ordinance.

There was no response.

President Culver called for the vote on the above ordinance, and it was unanimously adopted.

Councilman Showers moved for approval of Ordinance No. 16-207, amending Budget Ordinance No. 15-642, modifying the authorized strength of a department, which ordinance was

introduced at the March 10, 2016, Regular Council Meeting, as follows:

(ORDINANCE NO. 16-207)

Said motion was duly seconded by President Culver.

President Culver recognized Ms. Ragland.

Ms. Ragland stated that this was an ordinance to modify the authorized strength of a department based upon the audits conducted by the Human Resources Department.

President Culver asked if there was any further discussion of this ordinance.

There was no response.

President Culver called for the vote on the above ordinance, and it was unanimously adopted.

President Culver stated that the next item on the agenda was New Business Items for Consideration or Action.

Councilman Russell read and introduced a resolution authorizing the Clerk-Treasurer to invoke National Bank of Commerce Letter of Credit No. 401402600, for Sanctuary Cove Phase 1 Subdivision, as follows:

(RESOLUTION NO. 16-230)

Councilman Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

Councilman Russell read and introduced a resolution authorizing the Mayor to execute a Subordination, Nondisturbance and Attornment Agreement among the City of

Huntsville, Avenue Bank, and Bailey Cove, LLC, regarding the lease of the South Precinct, as follows:

(RESOLUTION NO. 16-231)

Councilman Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

Councilman Russell read and introduced a resolution authorizing the Mayor to execute Modification No. 1 to the agreement between the City of Huntsville and Croy Engineering LLC, to provide environmental engineering services for Huntsville Police Department Firing Range, located on Wall Triana Highway, as follows:

(RESOLUTION NO. 16-232)

Councilman Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

Councilman Russell read and introduced a resolution authorizing the Mayor to execute Modification No. 1 to the agreement between the City of Huntsville and Bird & Kamback Architects, LLC, to provide architectural services for Burritt Rosenwald Schoolhouse Building, located at 3101 Burritt Drive, as follows:

(RESOLUTION NO. 16-233)

Councilman Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

Councilman Russell read and introduced a resolution authorizing the Mayor to enter into a Special Employee Agreement between The City of Huntsville and Hilary Gould, as follows:

(RESOLUTION NO. 16-234)

Councilman Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

Councilman Russell read and introduced an ordinance to amend Budget Ordinance No. 15-642, by changing appropriated funding for various departments and funds, as follows:

(ORDINANCE NO. 16-235)

Councilman Russell moved for approval of the foregoing ordinance, which motion was duly seconded by Councilman Kling and was unanimously adopted.

Councilman Russell read and introduced an ordinance amending Budget Ordinance No. 15-642, by changing the authorized personnel strength in various departments and funds, as follows:

(ORDINANCE NO. 16-236)

Councilman Russell moved for approval of the foregoing ordinance, which motion was duly seconded by Councilman Kling and was unanimously adopted.

Councilman Russell read and introduced a resolution authorizing the Mayor to participate in the nationwide cooperative purchasing program known as BuyBoard, for the

contract awarded for the purchase of Public Safety and Firehouse Supplies and Equipment, Contract No. 432-13, as follows:

(RESOLUTION NO. 16-237)

Councilman Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

Councilman Russell read and introduced a resolution authorizing the Mayor to enter into agreements with the low bidders meeting specifications as outlined in the attached Summary of Bids for Acceptance, as follows:

(RESOLUTION NO. 16-238)

Councilman Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

Councilman Russell read and introduced a resolution approving travel expenditures, as follows:

(RESOLUTION NO. 16-239)

Councilman Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

Councilman Russell read and introduced a resolution authorizing the Mayor to enter into an agreement between the City of Huntsville and Volkert, Inc., for Engineering Design Services for U.S. Highway 72 West Access Improvements, Project No. 71-16-TI05, as follows:

(RESOLUTION NO. 16-240)

Councilman Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

Councilman Russell read and introduced a resolution authorizing the Mayor to enter into an agreement between the City of Huntsville and Garver, L.L.C., for Engineering Construction Administration Services for Greenbrier Parkway, Phase II-A, Combining Phase II with TIF Portion of Phase III-B, Project No. 71-16-RD02, as follows:

(RESOLUTION NO. 16-241)

Councilman Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

Councilman Russell read and introduced a resolution authorizing the Mayor to enter into an agreement between the City of Huntsville and Garver, L.L.C., for Engineering Design Services for Bob Wallace Force Main, Project No. 71-16-SM02, as follows:

(RESOLUTION NO. 16-242)

Councilman Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

Councilman Russell read and introduced a resolution authorizing the Mayor to enter into a Lease Agreement between the City of Huntsville and Brimstone Music Group, Inc., for the

Down Home Blues Festival, as follows:

(RESOLUTION NO. 16-243)

Councilman Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

Councilman Russell read and introduced a resolution authorizing the Mayor to enter into a Cooperative Agreement between the City of Huntsville, dba Huntsville-Madison County Emergency Management Agency, and the Alabama Law Enforcement Agency, for State Homeland Security Grant, 5 LEL, as follows:

(RESOLUTION NO. 16-244)

Councilman Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

Councilman Russell read and introduced a resolution authorizing the Mayor to execute a Real Estate Agreement between the City of Huntsville and the Estate of Janice V. Greene, approved by the Probate Court of Limestone County, Alabama, on February 29, 2016, as modified by Amendment Number One to said agreement, as follows:

(RESOLUTION NO. 16-245)

Councilman Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

Councilman Showers moved for approval of a request for authorization to hire APOSTC Police Officers to bring manpower

up to authorized strength, which motion was duly seconded by Councilwoman Robinson.

President Culver recognized Deputy Chief Corey Harris of the Huntsville Police Department.

Deputy Chief Harris stated that this request was being made for authorization to hire APOSTC lateral officers to bring the department up to authorized strength. He stated that with the 22 personnel who were in the Academy at this time, this would help them out, that it would bring them up to 35.

Mayor Battle stated that he would remind the Council that they had done a lateral approximately six months prior, and that this had worked out very well, with their getting experienced officers to come in and having been able to put them through a quicker academy and quickly getting them on the streets. He stated that this was the second attempt at this, to get the manpower up to the proper level.

Councilman Showers stated to Deputy Chief Harris that he was delighted they were utilizing this lateral process. He continued that at Alabama A&M, they had a program, and asked if they were soliciting any of these persons who were interested in coming on board.

Deputy Chief Harris replied in the affirmative, stating that when they opened this process, it was for any certified APOSTC officer in the state of Alabama.

Councilman Showers asked if they had been able to get any personnel from A&M into this lateral program.

Deputy Chief Harris stated that he did not believe they had recently. He continued that they had had a few candidates, but they had not made it through the process.

President Culver recognized Mayor Battle.

Mayor Battle asked if Deputy Chief Harris could give them the number of minority candidates in the current Academy.

Deputy Chief Harris stated that they had 22 candidates, and that half of this group were minorities, noting that that was male and female, as far as black candidates. He stated that they had approximately 12, noting that he believed they had lost one.

President Culver asked if there was any further discussion of the above matter.

There was no response.

President Culver called for the vote on the above motion, and it was unanimously approved.

Councilman Showers read and introduced a resolution authorizing the Mayor to enter into a Special Employee Agreement between the City of Huntsville and Rheajoela Caldwell, as follows:

(RESOLUTION NO. 16-246)

Councilman Showers moved for approval of the foregoing resolution, which motion was duly seconded by Councilwoman Robinson.

President Culver asked Deputy Chief Harris if he would like to comment on this resolution.

Deputy Chief Harris stated that it would be his pleasure to talk about Ms. Caldwell, in that she for the prior 16 years had been a part of the Community Watch Association, having served as President, Vice President, Coordinator, et cetera. He stated that if this resolution would be approved, Ms. Caldwell would serve as a liaison between the Police Department, apartment managers, and apartment residents, to reduce crime and enhance the quality of life of citizens living within multi-family communities. He continued that she would be part of the Gold Star Program, with which she was certified. He continued that she would perform public relations work in the community, explaining police work and procedures to the public, and explaining and relaying community attitudes to sworn officers.

Deputy Chief Harris stated that Ms. Caldwell would assist students with obtaining places they could volunteer within the Huntsville Police Department, in an effort to build relationships and create interest in law enforcement, thereby providing the Huntsville Police Department with the potential to recruit from culturally diverse communities. He continued that she would engage in community outreach by collaborating with public and private schools, organizations, residents, community leaders, and businesses. He stated that she would organize special events, including National Night Out, which he noted was a very important event throughout the city. He stated that she would develop opportunities and programs for

positive interaction and two-way communication between police officers and community members; and that she would monitor the effectiveness of newly crated programs on a regular basis. He continued that she would develop and prepare crime prevention and information brochures, and that she would assist with the recruitment, training, and supervision of the Police Rangers at various events.

President Culver recognized Councilwoman Robinson.

Councilwoman Robinson stated that she had had the pleasure of going to Gadsden with Ms. Caldwell and some representatives from some neighborhood associations the prior fall, and that they had met with the Mayor there and the Director of the Inspections Department. She continued that they had talked with them about the program they had in place for maintaining rental properties. She stated that she believed that this information, along with the Gold Star certification, would prepare Ms. Caldwell well to really look at the quality of rental properties and maintain solid, strong neighborhoods. She stated that Ms. Caldwell was well qualified for this job, and that she looked forward to having her be part of the team.

President Culver recognized Councilman Showers.

Councilman Showers stated that he certainly agreed with Councilwoman Robinson's comments concerning Ms. Caldwell. He asked if Ms. Caldwell would stand to be recognized at this time.

Mayor Battle welcomed Ms. Caldwell to the meeting.

President Culver recognized Councilman Kling.

Councilman Kling stated that they had previously had discussions about rental properties, in attempting to see what they could do concerning these properties, and he stated that he believed the Gold Star Program was certainly going to be a great thing. He stated that he believed some good things had taken place in the neighborhoods near McThornmor Acres and UAH, and that he liked the way this had been working.

Councilman Kling stated, concerning rental properties, ordinances, standards, et cetera, that the problems he was seeing by far had to do with the out-of-town landlords. He stated that he believed there were one or two names out of the Atlanta, Georgia, area that had been major culprits they had been dealing with in West Huntsville. He stated that with the local property owners, if there were problems, they had inspectors who were able to deal with these persons, and the problems appeared to be quickly resolved or such persons would face the wrath of the appropriate department.

Councilman Kling stated that he would like to see if there was a way that something could be done to delineate between out-of-town property owners, and the fact that they were absentee and the City did not have much control, versus the local persons, where if there would be a problem, the enforcement personnel would be able to deal with it, and that they at least look at this enforcement. He stated that he believed this might be a solution that could help them as they

went through this in the future.

President Culver stated that he would certainly like to echo the sentiments that had been expressed concerning Ms. Caldwell.

President Culver asked if there was any further discussion of the above resolution.

There was no response.

President Culver called for the vote on Resolution No. 16-246, and it was unanimously adopted.

President Culver recognized Councilman Showers.

Councilman Showers asked Mayor Battle if anyone from the Public Works Department was present at the meeting.

Mayor Battle stated that Mr. Chris McNeese, Director of Public Works, was present.

Mr. McNeese appeared at the microphone.

Councilman Showers stated to Mr. McNeese that on the prior Wednesday, there had been a section of the city where the garbage had not been picked up, although the trash had been picked up. He stated that he had been told that there were some mechanical problems that had caused this and asked if they had enough equipment in the department.

Mr. McNeese stated that the number of vehicles they had was sufficient, but that the problems were as a result of the age of the equipment. He stated that there were a number of vehicles that were in for repair, and that it took a while for repairs to be done on these special vehicles. He stated that

the current week was somewhat unprecedented with the amount of mechanical problems they had had, and they had pulled every piece of equipment they had and had attempted to keep the routes going, and that they were going to roll over into Friday pickups, because there were a few routes that needed to be completed. He continued that they were utilizing every piece of equipment they had, and they were having some issues they were having to resolve.

Mr. Hamilton stated that this touched on the broader issue they had discussed previously, where during the recession and some of the years subsequent to the recession, there really had been virtually no life-cycle replacement going on with the fleet. He continued that they had been successful in the prior year in getting money back into the Capital Plan for fleet replacement, noting that four new garbage trucks were part of the fleet purchase that had recently occurred. He stated that three of these had been delivered during the current week and the fourth one would come in soon, noting that they had been able to restart the life-cycle replacement process.

Mayor Battle stated that in the current week, they had signed a check for somewhat over \$1 million for the three brand-new trucks that had come in. He continued that they were much needed to be added to the fleet. He stated that he believed the current week was an extraordinary week as related to breakdowns, but if they saw more of this, they would be coming back to the Council to add more to the fleet.

President Culver read and introduced a resolution authorizing the Mayor to enter into a Memorandum of Agreement between the City of Huntsville, Alabama, and the City of Boaz, Alabama, for the donation of a drug detection dog to the Boaz Police Department, as follows:

(RESOLUTION NO. 16-247)

President Culver moved that unanimous consent be given for the immediate consideration of and action on said resolution, which motion was duly seconded by Councilman Showers, and upon said motion being put to vote, the following vote resulted:

AYES: Russell, Robinson, Showers, Kling, Culver

NAYS: None

President Culver stated that the motion for unanimous consent for immediate consideration of and action on said resolution had been unanimously carried.

Councilman Showers thereupon moved that said resolution be finally adopted, which motion was duly seconded by Councilman Kling.

President Culver asked if there was any discussion of the above resolution.

President Culver recognized Councilman Russell.

Councilman Russell inquired of Deputy Chief Harris as to why they were giving away this dog.

Deputy Chief Harris stated that the dog had been replaced, that it had not worked for them in their K-9 Unit, and they were going to donate it to Boaz.

President Culver asked if there was any further discussion of this matter.

There was no response.

President Culver called for the vote on Resolution No. 16-247, and it was unanimously adopted.

Councilman Showers read and introduced a resolution appointing Kelly C. Schrimsher to the position of Director of Communication, as follows:

(RESOLUTION NO. 16-248)

Councilman Showers moved for approval of the foregoing resolution, which motion was duly seconded by Councilwoman Robinson.

President Culver recognized Mayor Battle.

Mayor Battle stated that this was the appointment of the Communications Director, noting that this was a Grade 20, Step 16, which he noted put her at the same salary she was at when she was paid directly. He stated that this was a necessity because of wage and hour laws, to make sure that they fell within these laws. He stated that rather than being a contract employee, Ms. Schrimsher would be a regular employee of the City of Huntsville.

President Culver recognized Councilwoman Robinson.

Councilwoman Robinson asked if this would change Ms. Schrimsher's duties in any way.

Mayor Battle stated that there was a broader scope in this job description, that she would handle communications across

the City and would work with the communications directors in each department. He continued that more and more departments were having communications directors because of the need to get out information. He stated that as they were doing this, they needed to be integrated throughout the City, to assure that they were sending out the same message, at the same time, time and time again. He stated that, also, she would have persons directly under her, so that it was a management position.

President Culver asked if there was any further discussion of the above resolution.

There was no response.

President Culver called for the vote on the above resolution, and it was unanimously adopted.

President Culver stated that the next item on the agenda was Non-Roster Communications from the Public. He stated that persons who wished to address the Council should position themselves in close proximity to a microphone, and that they should state their name and address for the record.

Ms. Jackie Reed, Jack Coleman Drive, appeared before the Council, stating that she had attended a Zoning and Variance Board meeting, and that many persons were complaining that they could not hear what was going on on the stage. She stated that they would talk very quietly, and that they would bring persons up on the stage. She continued that Butler High School was something that was being considered, noting that she did not know if this property had sold or not, that perhaps it was one

of the deals that was about to come through. She stated that they were trying to change the zoning to a medical district. She stated that this had been brought up at the last meeting and would be brought up at the next meeting of that Board.

Ms. Reed stated she would like for the Council to draft an ordinance that would assure that if one were pulling out from a neighborhood into a main highway, one would be able to visibly see the traffic coming up and down the main road. She stated that she had had some bushes pulled up on Hermitage Avenue that were restricting visibility, and that now they had put some in again. She stated that every time she came out of Hermitage onto California Street, she was seeing the same bushes that she had had taken up previously. She stated that, also, at Parkway Place, one could not see how to get out onto the main street.

Ms. Reed stated that it saddened her that the Council, as elected officials, had not connected with the School Superintendent and the School Board concerning the construction of the new schools. She stated that they should have considered the traffic, the jam-up, and persons parking. She stated that at Huntsville High, they paid to park at citizens' private residences.

Ms. Reed stated that perhaps they still needed to make a connection concerning this, noting that, however, the School System was messed up as far as she was concerned. She stated that she would be at the meeting on April the 5th.

Ms. Reed inquired as to who owned the property in the little corner by the Von Braun Civic Center. She stated that if no one knew, she would just have to go to the Tax Assessor's office and find out this information. She stated that the property she was referring to was the corner next to the parking garage.

President Culver recognized Mayor Battle.

Mayor Battle asked Ms. Reed if she was referring to the property where the Boy Scouts parked.

Ms. Reed stated that it was the little corner by the parking lot, on Clinton Avenue.

Mayor Battle stated that Ms. Reed would have to show him the location of the property, noting that they would look into it later.

Ms. Reed stated that perhaps Mr. Averbuch owned this property, that she was not certain. She stated that she would go to the Tax Assessor's office and obtain this information and advise them.

President Culver recognized Mr. Hamilton.

Mr. Hamilton stated that the School System had not sold the Butler High School property. He continued that the School System had submitted a request to change the zoning of this property, and it was going through the process, and that ultimately this would come before the Council. He stated that the process that was ongoing at this time was the School System requesting rezoning of the property.

Mr. Hamilton stated, concerning the question of broadcasting of the Planning Commission meetings on Channel 42, that this was recorded and broadcast, and that it was also uploaded on YouTube.

President Culver stated to Ms. Reed, concerning the ordinance she had requested, that he believed there was a State law that covered this, if not an ordinance that was already on the books regarding obstructing traffic visibility.

President Culver recognized Councilman Kling.

Councilman Kling stated, concerning the issue President Culver had just addressed, that Dan Sanders from the Traffic Engineering Department had been very helpful concerning this matter. He stated that persons had contacted him about residential areas coming out onto Bob Wallace Avenue, as well as in the Holiday Homes neighborhood. He stated that there was a certain height limitation concerning this, and that someone from Traffic Engineering went out and looked into such situations. He stated that they were very responsive to citizens and to Council members.

President Culver stated to Mr. Shane Davis that there was a concern at Providence about the sidewalks on Braxton, noting that they had begun to become uneven, and he had had some reports of persons tripping and falling. He asked if that was something that perhaps they could address.

Mr. Davis replied in the affirmative. He stated that he would get with the Engineering Department and Public Works and

look into this the following week and have it addressed.

Upon motion, duly seconded, the meeting was adjourned.

PRESIDENT OF THE CITY COUNCIL

ATTEST:

CITY CLERK-TREASURER